

**STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2014-0010**

PROJECT PLACEMENT ON THE WATER RECYCLING FUNDING PROGRAM
(WRFP) COMPETITIVE PROJECTS LIST, AND AUTHORITY FOR THE
DEPUTY DIRECTOR OF THE DIVISION OF FINANCIAL ASSISTANCE TO EXECUTE
A WRFP GRANT AGREEMENT FOR THE INLAND EMPIRE UTILITIES AGENCY,
CENTRAL AREA RECYCLED WATER PROJECT: WINEVILLE RECYCLED WATER
PIPELINE EXTENSION; WRFP PROJECT NO. 3849-030 (PROJECT)

WHEREAS:

1. The State Water Resources Control Board (State Water Board) adopted the “*Water Recycling Funding Program Guidelines*” and amended them on July 15, 2008 (Guidelines);
2. The Project is a Category I project according to the Guidelines, but is not included on the WRFP Competitive Projects List (CPL), adopted January 20, 2005;
3. An independent credit review was completed on January 21, 2014;
4. The Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002 (Proposition 50) was approved by the voters on November 5, 2002 (Water Code, Division 26.5, Sections 79500 et seq.). Section 79550(g) in Chapter 7 of Proposition 50 allocates funding for urban and agricultural water conservation, recycling, and other water use efficiency projects;
5. The Project is a routine and non-controversial project that is consistent with the policies, regulations, and agreements the State Water Board adopted for implementation of the WRFP;
6. The Agency is the lead agency under the California Environmental Quality Act (CEQA), and has complied with CEQA Guidelines by preparing a Program Environmental Impact Report (PEIR) for the Facilities Master Plans in June 2002, that also included the Project;
7. Adequate public participation was provided through the CEQA review process. The PEIR was circulated through the State Clearinghouse (No. 200201116) from April 29, 2002, through June 12, 2002, for public review and comments. The Agency received 27 comment letters. The Agency responded to all comments and made changes to the PEIR where appropriate;

8. The Agency certified the PEIR, adopted a Mitigation Monitoring and Reporting Program, and approved the Project on June 28, 2002. The Agency filed a Notice of Determination (NOD) for the PEIR with the Governor's Office of Planning and Research (OPR) and San Bernardino County Clerk on June 28, 2002;
9. The City of Fontana (City) prepared an addendum to the PEIR (Addendum) for the Project, which the City approved on July 23, 2008. The Agency adopted the City's Addendum on April 18, 2012. The Agency filed an NOD for the Addendum with the San Bernardino County Clerk on April 25, 2012, and with the OPR on April 27, 2012;
10. Per the January 16, 2013 letter from the State Office of Historic Preservation, the Agency shall ensure that a qualified archaeological monitor is present during earth-moving and ground-disturbing operations associated with the Project;
11. The Agency's environmental documents provided an adequate disclosure of the environmental relationships of all water quality aspects of the Project. Mitigation measures and design measures incorporated into the Project will avoid or substantially reduce other potentially significant environmental impacts. The Project will not result in any significant adverse water quality impacts;
12. The Agency submitted an Urban Water Management Plan to the Department of Water Resources (DWR) in accordance with Section 10644 of the Water Code. The District meets the definition of an Urban Water Supplier as defined in Section 10617 of the Water Code;
13. Water Code Section 10631.5 requires the DWR to determine if an urban water supplier is implementing water-demand management measures described in Section 10631 of the Water Code. The Agency submitted the required documentation to DWR on March 11, 2009, and requested that DWR make an eligibility determination. On May 5, 2009, DWR determined the Agency to be in compliance, and therefore eligible to receive water management grant funds; and
14. As of January 1, 2010, Water Code section 529.5 requires an urban water supplier that applies for financial assistance from the state for a wastewater treatment project, drinking water treatment project, or water use efficiency project, or a permit for a new or expanded water supply, to demonstrate that the applicant meets the water metering requirements of Division 1, Chapter 8, Article 3.5 of the Water Code. On April 18, 2011, the Agency certified that it is an urban water supplier, as that term is understood pursuant to the provisions of Section 529.5 of the Water Code and that it complied with Division 1, Chapter 8, Article 3.5 of the Water Code.

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Adds the Project to the WRFP CPL;
2. Authorizes the Deputy Director of the Division of Financial Assistance to execute a \$4,000,000 WRFP construction grant funding agreement for the proposed Project; and
3. Conditions this approval by withdrawing the Resolution if the Agency does not sign the grant agreement by September 4, 2014. Division staff has the discretion to approve up to a 90-day extension for good cause.

CERTIFICATION


The undersigned Clerk to the Board does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the State Water Resources Control Board held on March 4, 2014.

AYE: Vice Chair Frances Spivy-Weber
Board Member Tam M. Doduc
Board Member Steven Moore
Board Member Dorene D'Adamo

NAY: None

ABSENT: Chair Felicia Marcus

ABSTAIN: None



Jeanine Townsend
Clerk to the Board